

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF PENNSYLVANIA

LANDLORD SERVICE BUREAU, INC.

Plaintiff,

v.

NO.: NO.: 2:21-CV-00346-WSH

CENTERS FOR DISEASE CONTROL  
AND PREVENTION; DR. ROCHELLE  
WALENSKY, M.D., Ph.D., in her official  
capacity as Director, Centers for Disease  
Control and Prevention; SHERRI A.  
BERGER, MSPH, in her official capacity  
as Acting Chief of Staff, Centers for  
Disease Control and Prevention;  
Department of Health and Human  
Services; NORRIS COCHRAN, in his official  
capacity as acting Secretary of Health and  
Human Services; and MERRICK B.  
GARLAND, in his official capacity as  
Attorney General of the United  
States, Defendants.

Defendants.

**PLAINTIFF'S MOTION FOR EXPEDITED SUMMARY JUDGMENT**

Pursuant to Federal Rules of Civil Procedure 56 and 57, Plaintiff respectfully files this Motion for Expedited Summary Judgment for the reasons explained in the accompanying Memorandum in Support of this Motion, the Court should vacate the "Temporary Halt in Residential Evictions in Communities with Substantial or High Levels of Community Transmission of COVID-19 To Prevent the Further Spread of COVID-19" issued by the Centers for Disease Control and Prevention. (Administrative Record at p. 30-38).

Respectfully submitted,

JONES, GREGG, CREEHAN & GERACE, LLP

BY: /s/ John P. Corcoran, Jr.

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of **MOTION FOR EXPEDITED SUMMARY JUDGMENT** has been furnished, via E-mail Delivery, this 25<sup>th</sup> day of August, 2021, upon:

STEVEN A. MYERS, ESQUIRE  
SENIOR TRIAL COUNSEL  
UNITED STATES DEPARTMENT OF JUSTICE  
CIVIL DIVISION, FEDERAL PROGRAMS BENCH  
1100 L STREET, NW  
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**CERTIFICATE OF COMPLIANCE**

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: John P. Corcoran, Jr., Esquire

Signature: /s/ John P. Corcoran, Jr.

Name: John P. Corcoran, Jr.

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